



# The Gazette of Meghalaya

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*Separate paging is given on this part in order that it may be filed as a separate compilation.*

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### PART-IIA

#### GOVERNMENT OF MEGHALAYA

#### NOTIFICATIONS

The 15<sup>th</sup> December, 2020.

**No.F(PR)-77/2017/Pt./25.** - In exercise of the powers conferred by the proviso to Article 309 of the Constitution of India, the Governor of Meghalaya is pleased to order that the following insertions shall be made under the Head "**Tourism**" of the Pay Schedule appended to the Meghalaya Services (Revision of Pay) Rules, 2018, published *vide* Finance Department's Notification No.F(PR)-77/2017/117, dated 1<sup>st</sup> March, 2018:-

<u>Name of Service or Posts</u>	<u>Existing Scale of pay</u>	<u>Revised Pay Structure (Level in Pay Matrix)</u>
Principal	23300-700-27500-830-32480-970-39720	Level-18
Senior Lecturer	18300-500-21800-EB-650-27000-810-35100	Level-16
Lecturer	17000-470-20290-EB-560-25330-760-33690	Level-15
Assistant Lecturer	15700-390-18430-EB-510-23020-690-30610	Level-13

**P. K. AGRAHARI,**  
Secretary to the Govt. of Meghalaya,  
Finance Department.

The 22<sup>nd</sup> December, 2020.

**No.LBG.39/2014/Pt/255.** - WHEREAS Ease of Doing Business is a priority of the Government of Meghalaya, in consonance with the Business Reform Action Plan of the Department for Promotion of Industry and Internal Trade, Ministry of Commerce & Industry, Government of India;

WHEREAS there is a need to simplify business regulations and ease of compliance of labour laws, and bring in transparency and accountability in the registration and renewals of Registration Certificates for establishments (or principal employers) and Licence Certificates for contractors, to create a conducive environment for business investors and entrepreneurs in the State;

NOW, THEREFORE, the State Government has decided to introduce an online-based Registration and Renewals system in the Office of the Labour Commissioner, Meghalaya and accordingly one web-based online system is developed, without the requirements for physical visits and submission of hard copies and to eliminate the hassles of physical visits for periodic Renewals of Registration and Licence Certificates.

After careful examination of the matter, the Government of Meghalaya hereby decides to implement the process of **Online Registrations and Auto Renewals** of Certificates of Registrations and Licences with regards to the following Labour Acts:

- A. The Contract Labour (Regulation and Abolition) Act, 1970
  - B. The Inter-State Migrant Workmen (Regulation of Employment & Conditions of Service) Act, 1979, and
  - C. The Meghalaya Shops and Establishments Act, 2003
1. The details and information submitted in the online application, with regards to the following Forms, by the applicant should prove to be correct and true.
    - (a) The Contract Labour (R&A) Act, 1970
      - (i) Form I [Rule 17(1)]: Application for Registration of Establishments (or Principal Employer)
      - (ii) Form IV [Rule 21(1)]: Application for Licence of Contractors
      - (iii) Form VII [Rule 29 (2)]: Application for Renewal of Licence of Contractors
    - (b) The Inter-State Migrant Workmen (RE & CS) Act, 1979,
      - (i) Form I [Rule 3]: Application for Registration of Establishments (or Principal Employer) employing inter-state migrant workmen
      - (ii) Form IV [Rule 7(1)]: Application for Licence of Recruitment of Contractors recruiting inter-state migrant workmen
      - (iii) Form V [Rule 7(2)]: Application for Licence of Employment of Contractors employing inter-state migrant workmen
      - (iv) Form IX [Rule 15(2)]: Application for Renewal of Licence of Contractors
    - (c) The Meghalaya Shops and Establishments Act, 2003
      - (i) Form A [Rules 3, 5 & 7]: Application for Registration of Establishments (and also Periodic Renewal thereof)
  2. Under the Meghalaya Shops and Establishments Act, 2003, No inspection will be required prior to registration. **Rule 3 of the Meghalaya Shops and Establishments Rules, 2004** states that every establishment requires to apply for Registration within thirty days from the date of commencement of the business.
  3. The office of the Labour Commissioner and its subordinate offices shall strive to grant the approved Certificate of Registration under the provisions of the Meghalaya Shops and Establishments Act, 2003, within one day from the date of application.
  4. Automatic, Non-Discretionary Deemed Renewals will be enabled with collection of reasonable fees done in a transparent online, non-discretionary and automatic manner.

This will take effect from the date of its publication in the official Gazette.

**D. P. WAHLANG,**  
Principal Secretary to the Govt. of Meghalaya,  
Labour Department.

The 22<sup>nd</sup> December, 2020.

**No.LBG.39/2014/Pt/256.** - WHEREAS Ease of Doing Business is a priority of the Government of Meghalaya, in consonance with the Business Reform Action Plan of the Department for Promotion of Industry and Internal Trade, Ministry of Commerce & Industry, Government of India;

WHEREAS there is a need to simplify business regulations and ease of compliance of labour laws, and bring in transparency and accountability in the registration and renewals of factory licenses for factories occupiers / owners, to create a conducive environment for business investors and entrepreneurs in the State;

WHEREAS the provisions under Rule 8 of the Meghalaya Factories Rules, 1980 for renewal of factory license states that:-

- (1) A licence may be renewed by the Chief Inspector.
- (2) Every application for the renewal of a licence shall be in Form 2, in duplicate, and shall be made not less than two months before the date on which the licence expires, and, if the application is so made, the premises shall be held to be duly licensed until such date as the Chief Inspector renews the licence.
- (3) The same fee shall be charged for the renewal of a licence as for the grant thereof: Provided that if the application for renewal is not received within the time specified in sub-rule (2), the licence shall be renewed only on payment of a fee 25 percent in excess of the fee ordinarily payable for the licence.
- (4) Every licence renewed under this rule shall remain in force upto 31st December of the year for which the licence is renewed.

NOW, THEREFORE, the State Government has decided to introduce an online-based renewals system in the Office of the Chief Inspector of Boilers and Factories, Meghalaya and accordingly one web-based online system is developed, without the requirements for physical visits and submission of hard copies and to eliminate the hassles of physical visits for periodic renewals of factories licenses.

After careful examination of the matter, the Government of Meghalaya hereby decided to implement and switch over to the system of auto-renewal with regards to

1. Renewal of Factories Licenses under The Factories Act, 1948 and the Meghalaya Factories Rules, 1980.

**A.** As a part of the auto-renewal system for the above provisions, the State Government has formulated the Procedure for Auto Renewal of Factories Licenses as follows:-

The Occupier / Factory Owner / Applicant have to follow the following steps to renew his / her Factory License.

1. Register himself / herself on the Invest Meghalaya portal  
(<https://investmeghalaya.gov.in>) with his / her Name, Email Id, Mobile No.
  2. After registering he / she has to login to the Invest Meghalaya portal  
(<https://investmeghalaya.gov.in>) with his / her registered Email ID and Password.
  3. After login to the portal he / she has to select the service - **Auto Renewal of Factories Licenses under the Factories Act, 1948 and the Meghalaya Factories Rules, 1980** under the tab Auto Renewals.
  4. Fill the online application in prescribed Form-2 with details of Factory License Number, Full Name of Factory, No of worker, Power Usage, DG Set / Electricity Generating station, manufacturing process, etc.
  5. Upload all relevant documents like License Copy, Latest renewal details, etc.
  6. Pay renewal fees through online payment of Meghalaya Government using eGRAS
  7. After successful submission of Auto Renewal Application and online payment of renewal fees and penalty (if applicable) the system will Auto Generate the Renewal Factory License which the applicant has to download and keep it along with the Original Factory License for verification by the Department during future inspection.
- B.** The details and information submitted in the online application should be declared to be correct and true by the Occupier / Factory Owner / Applicant.
- C.** The system will Auto Generate the Renewal Factory License as per the required format.

This will take effect from the date of its publication in the official Gazette.

**D. P. WAHLANG,**  
Principal Secretary to the Govt. of Meghalaya,  
Labour Department.

The 15<sup>th</sup> December, 2020.

**OFFICE MEMORANDUM**

**Sub:- Amendment of Rules for Condemnation and Disposal of Government Vehicles on Rule 7 of Office Memorandum dated 18<sup>th</sup> October, 1990.**

**No.TPT.32/2020/11.**

1. Government vehicles allotted to Ministers and Officers or used as pool vehicles by various Departments / Officers have to be condemned when they become unserviceable or uneconomic for repair for further use. The vehicles condemned by the Department were normally allotted to MLAs / MPs and Retired Officers as per the rules or guidelines laid down by the Government by way of an Office Memorandum according to which the Government vehicles were condemned and allotted from time to time.
2. In the existing Rules, it was originally provided that each MLA / MP shall be entitled to purchase only two condemned vehicles during his / her 5 (five) year term of office.

It is now felt, that Rule 7 may be amended as follows:-

"He / She is entitled for 5 (five) condemned vehicles during the term of 5 years" so as to increase the limit of allotment of vehicles to MLAs / MPs from the current 2 (two) vehicles to 5 (five) vehicles during their term as MLAs / MPs.

Commissioner & Secretary to the Govt. of Meghalaya,  
Transport Department.

The 6<sup>th</sup> January, 2021.

**No.CTA-62/2011/Pt.1/104.** - In pursuance of the provisions of Sub-Rule 9 of Rules 8 of the Central Sales Tax (Meghalaya) Rule 1957, it is hereby notified for General Information that the following online declaration Forms 'C' bearing Serial No.MEGH/C/10/1000084 issued on 20<sup>th</sup> February, 2018, No.MEGH/C/10/1000096 issued on 16<sup>th</sup> May, 2018, No.MEGH/C/10/1000113 issued on 18<sup>th</sup> July, 2018, No.MEGH/C/10/1000131 issued on 23<sup>rd</sup> October, 2018, No.MEGH/C/10/1000148 issued on 17<sup>th</sup> January, 2019, No.MEGH/C/10/1000168 issued on 18<sup>th</sup> April, 2019 and No.MEGH/C/10/1000189 issued on 30<sup>th</sup> July, 2019 by the Superintendent of Taxes, Jowai, West Jaintia Hills District, Meghalaya to M/S Lumshnong Power Hub, Chiehruphi Lumshnong, are declared invalid and obsolete from the date of issue for all intents and purposes due to erroneous entry of data while uploading transaction details. Dealers are cautioned against accepting the said form for the purpose of trade. Anyone fraudulently found using the said forms will bind himself liable for action in accordance with the provisions of the Central Sales Tax Act, 1956 and the Rules framed thereunder.

**K. WAR,**  
Deputy Commissioner of Taxes,  
Meghalaya, Shillong.

The 23<sup>rd</sup> December, 2020.

**No.MSPCB/TB-153(Pt-I)/2020-21/132.** - In exercise of the functions vested under Clause (n) of Sub-section (1) of Section 17 of Water (Prevention and Control of Pollution) Act, 1974 and Clause (h) of Sub-section (1) of Section 17 of Air (Prevention and Control of Pollution) Act, 1981, the Meghalaya State Pollution Control Board *vide* resolution on Agenda No. 2.20 of the 78<sup>th</sup> Meeting held on 22<sup>nd</sup> December, 2020 do hereby prescribe the following norms/criteria for siting of Coke plants (with installed production capacity of less than 25,000 MTPA) and shall come into force with immediate effect and until further orders:-

**Norms / criteria for siting of Coke Plants (with installed production capacity of less than 25,000 MTPA) in Meghalaya**

1. Stand Alone Coke Plants (single units),

Siting criteria / norms shall be as specified below:

- |   |          |
|---|----------|
| (a) Distance from Main Road (P.W.D.)  | : 500 m. |
| (b) Distance from Outer Limit of village habitation                           | : 1 Km.  |
| (c) Distance from Important Public Places (Hospitals, Schools, Tourist Spots) | : 1 Km.  |
| (d) Distance from Major Stream / River / Lakes                                | : 100 m. |
| (e) Minimum distance between 2(two) stand alone coke plants                   | : 1 Km.  |

2. Cluster of Coke Plants

Cluster is defined when 2 (two) or more units are located within a distance of 1 km from each other.

Siting criteria / norms for clusters shall be as specified below:

- |  |         |
|--|---------|
| (a) Distance from Main Road (P.W.D.).  | : 1 Km  |
| (b) Distance from Outer Limit of village habitation.                           | : 3 Km  |
| (c) Distance from Important Public Places (Hospitals, Schools, Tourist Spots). | : 3 Km  |
| (d) Distance from Major Stream / River / Lakes.                                | : 200 m |
| (e) Minimum distance between 2 (two) Clusters.                                 | : 5 Km  |

3. A minimum buffer zone of 100 meters (in case of stand alone units) and 300 meters (in case of clusters) should be provided around the periphery for green belt.
4. There should be a provision for a common approach road for units in cluster.
5. Measures to be adopted for prevention and control of Pollution and standards of emission etc. shall be as prescribed under the Environmental (Protection) Act,1986 and Rules / Notifications made thereunder.

The implementation of the above norms / criteria shall be in addition to and not in derogation of the provisions of any other laws for the time being in force and subject to review as and when necessary.

**B. K. LYGWA,**  
Chairman,  
Meghalaya State Pollution Control Board  
Shillong.

The 11<sup>th</sup> January, 2021.

**CORRIGENDUM**

**No.PLR.101/2020/11.-** With reference to this Department's Notification No.PLR.101/2020/6, dated 14<sup>th</sup> December, 2020, kindly *read* Meghalaya Basin Management Authority (MBMA) as the implementing agency for Prime Minister's Van Dhan Yojana Scheme (PMVDY) in place of the Meghalaya Basin Development Authority (MBDA).

**VIJAY KUMAR. D,**

Commissioner and Secretary to the Govt. of Meghalaya,  
Planning Department.

The 11<sup>th</sup> January, 2021.

**No.UAU.88/2012/314.-** The Governor of Meghalaya is pleased to notify Meghalaya Urban Development Authority (MUDA) to purchase the land on behalf of New Shillong Development Agency (NSTDA).

**M. R. SYNREM,**

Commissioner & Secretary to the Govt. of Meghalaya,  
Urban Affairs Department.

The 12<sup>th</sup> January, 2021.

**No.ERTS(T)49/2020/115. -** In exercise of the powers conferred under sub-section (3) of Section 1 of the Meghalaya Settlement of Arrears (under State Taxation Acts) Act, 2020, (Act No. 16 of 2020) the Governor of Meghalaya is pleased to appoint the 8<sup>th</sup> December, 2020 as the date where the provisions of the said Act shall be deemed to have come into force.

**S. A. SYNREM,**

Commissioner & Secretary to the Govt. of Meghalaya,  
Excise, Registration, Taxation and Stamps Departments.